HOME SECRETARIAT

NOTIFICATION

Bangalore, dated 30th April 1971.

S. O. 985.—The draft of the agreement which the Government of Mysore proposes to enter into with the Government of Andhra Pradesh in regard to operation of transport vehicles more fully specified in the draft agreement, in the inter-State routes between the two States, is hereby published as required by sub-section (3A) of Section 63 of the Motor Vehicles Act, 1939 (Central Act 4 of 1939) for the information of all persons, associations and authorities who have a right, under said sub-section (3A) to make representations and notice is hereby given that the draft will be taken up for consideration by the Secretary to Government, Home Department on 9th July 1971 at 9-30 A.M. in his Chambers at Vidhana Soudha Bangalore-1.

Any representations which may be received from any person, association or authority in connection with the said draft agreement before the date specified above will be considered by the Secretary to Government, Home Department. Representations may be addressed to the Secretary to Government, Home Department, Vidhana Soudha, Post Bag No. 5351, Bangalore-1.

DRAFT AGREEMENT

At the inter-State conference held between the representatives of the Governments of Andhra Pradesh and Mysore States at Hyderabad on 7th November 1969 and 11th May 1970 and at Bangalore on 6/7th July 1970, the outstanding issues between the two States were discussed and it is proposed to enter into an inter-State agreement between Andhra Pradesh and Mysore Governments on the following issues :—

Item No. 1 (a) :—It is proposed to delete the under mentioned inter-State routes from the inter-state agreement

as it is not possible for the Andhra Pradesh State to implement the agreements due to the approved scheme of the Mysore State Road Transport Corporation

1. Tiruptbi to Tumkur. 2. Bellary to Manthralayam;
3. Gorantla to Bangalore; 4. Anantapur to T.B. Dam site
5. Hindupur to Bangalore; 6. Kadiri to Bangalore.

As a result of deletion of these routes from the agreement the Andhra Pradesh authorities will not countersign the permits issued by the Mysore Authorities on these routes when they come up for renewal and the counter-signatures issued by both the States on these routes will lapse by afflux of time. The vehicles plying on these routes are not entitled for single point taxation as a result of deletion of these routes from the agreement with effect from 1st January 1970.

(b) It is proposed that where permits are issued by the authorities of the two States in respect of stage carriages and taxi-cabs on inter-state routes as a result of agreements the need for countersignatures will be dispensed with. It is proposed to frame suitable rule in exercise of the powers conferred by sub-section (2) (hh) of section 68 of the Motor Vehicles Act for this purpose. This will apply to permits issued under chapter-IV as well as under chapter-IV-A, of the Motor Vehicles Act.

It is also proposed to exchange tax exempted tokens between the two States so that the transport authorities of the State which issue the primary permit would be able to issue the tax exempted token to the permit holder at the time of issue of the taxation licence of the Home State. Each State will issue a notification appointing the licensing officers of the reciprocating state as licensing officers of that State for the purpose of issuing these tax exempted tokens in respect of the transport Vehicles.

Item No. 2:—It is proposed to incorporate a new clause in the agreement to the effect that the present agreement

may be reviewed after two years but if found necessary any matter covered by the agreements may be taken up for further consideration by either Government with a notice of three months.

Item No. 3 :—It is proposed to make it obligatory on the part of the permit issuing authority to communicate draft timings to the concerned transport authority of the reciprocating State. That authority shall within two months from the date of despatch of the draft timings by registered post with acknowledgement due communicate its views and suggestions on the timings. Taking them into consideration as well as any other representations received, the primary permit issuing authority shall fix the timings at the time of issue of permit and the timings so fixed shall be adhered to by the permit holder and shall not be modified by the other State authorities.

Item No. 4 :—It is proposed that in future the number of singles to be granted in respect of any bus that may be agreed upon to be operated on any inter-State route lying in two States will be specified at the time of the agreement to open a new route or to grant additonal buses on the existing route.

Item No. 5 :—It is proposed to open the following new routes for operation of buses by the Andhra Pradesh State Road Transport Corporation exclusively.

1. Hubli to Srisailam : 2 Baugalore to Srisailam :
3. Gulbarga to Srisailam.

Item No. 6 :—It is proposed to allow 200 additional permits to Mysore State over and above the number of permits agreed to be issued for public carriers on reciprocal basis, in lieu of Mysore State allowing Andhra Pradesh based 1100 public carriers to pass through Bidar Corridor to go to Maharashtra State and return to home State without any restriction and without payment of any tax to Mysore State. Andhra Pradesh State can increase the quota of

1,100 vehices with Maharashtra without prior consultation with Mysore Government and in lieu Andhra Pradesh would allow a proportionate increase in the number of inter-State public carrier permits between Andhra Pradesh and Mysore in the ratio of 200 : 1100 in respect of the public carriers of Mysore State whenever there is an increase in the number of inter-State public carriers operating between Andhra Pradesh and Maharashtra through Bidar corridor.

Item No. 7 :—It is proposed to allow the Stage carriages and public carriers of each State to pass through enclaves of 10 miles (16 K.Ms.) and less in the reciprocating State without the need to obtain counter signatures and to pay any tax to the reciprocating State, provided the tax for the Home State is paid.

Item No. 8 :—It is proposed that each of the two States should advise its operators to apply for renewal of counter-signatures by the countersigning State as required under section 58 of the Motor Vehicles Act in respect of all transport vehicles except Stage carriages and taxi-cabs.

Item No. 9 :—It is proposed that each States should countersign the Agreed Number of Public Carrier permits for All National and State Highways with permission to deviate upto 30 K.Ms on either-side from any point on the main routes. The restrictions on the picking up and setting down of goods within the reciprocating State will be removed so that the inter-State public carriers can freely pick up and set down goods at any place or places within the reciprocating State.

Item No. 10 :—It is proposed that the Transport Commissioners of both the States will issue instructions to mark copies of official communications for grant of countersignatures, variations etc., to the parties concerned for their information so that they can approach the transport authorities of the reciprocating state.

Item No. 11 :—It is proposed to allow the Road Transport Corporation of each State to ply relief buses on inter-State routes in cases where any of its buses plying on pucca permits breaks down or becomes sick. The Road Transport Corporation concerned should put up a suitable notice on the relief bus and should immediately intimate the Regional Transport Officer concerned in the reciprocating State. The relief bus should be a fully taxed vehicle in the Home State and should be permitted to ply so long as the situation demands. The plying of the relief bus should not result in any increase in the number of vehicles authorised to be plied on such route by the Road Transport Coporation concerned. In order to implement this decision each State will take action to issue a suitable notification under the respective Taxation Act exempting such relief buses from payment of tax.

It is also proposed to allow plying of relief buses by one State in cases where the vehicles of the other State, fall sick by issuing necessary notifications by both the States.

It is also further propcsed that whenever a scheme of Notionalisation of any area affecting inter-State routes is formulated by one State, the other State shall be consulted before the scheme is finalised. The other State shall offer its remarks within 30 days and if no reply is received, its concurrence will be presumed.

Item No. 12 :—It is proposed to enter into an agreement to allow the Mysore State Road Tansport Corporation to operate two singles on the route Hubli to Manthralaya *via*, Bellary and also to allow its vehicles plying upto V. Kota border to go up to V. Kota village in Andhra Pradesh State.

Item No. 13 :—It is proposed to enter into agreement between the two States for increasing the quota of public carriers from 1000 to 1200 on reciprocal basis.

[No HD 111 TMI 69.]

By Order and in the name of the President of India,

C. RAJANNA, *Under Secy.*